

Notice of Allowability

Application No.

09/748,585

Applicant(s)

CORVIN, CHRISTOPH T.

Examiner

Narayanswamy Subramanian^o

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 4/12/2006.
2. ☒ The allowed claim(s) is/are 1-6, 11-13, 15-25, 68-72, 75-77, 79-98 and 100-114.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

DETAILED ACTION

1. This communication is in response to Applicant's communications filed on February 2, 2006 and April 12, 2006. Amendments to claims 1, 4, 11-13, 68, 75-77, 84, 90, and 96-98, cancellation of claims 10, 14, 73, 74, 78, and 99 addition of new claims 111-114 have been entered. Claims 1-8, 11-13, 15-25, 68-72, 75-77, 79-98 and 100-114 are pending in this application.

Allowable Subject Matter

2. The following is a statement of reasons for the indication of allowable subject matter:

3. The prior art of record (Eder US Patent 6,321,205 B1 in view of the Hosios Reference) teaches a method for analyzing a capital investment in medical resources for a medical facility, including the steps of providing to a client access to an investment analysis system; providing to the client a form for transmitting client data to the investment analysis system; receiving from the client medical procedure statistics projected to be changed by implementing a desired capital investment in medical resources for a medical facility; analyzing the client data with the investment analysis system, wherein the client data comprises financial data relating to the desired capital investment; generating an investment analysis report of the desired capital investment, wherein the investment analysis report is tailored to the client data; and transmitting the investment analysis report to the client.

Even though, the prior art of record teaches the above mentioned steps, the prior art of record fails to teach a method for analyzing a capital investment in medical resources for a medical facility, including the steps of receiving at least one of: projected statistics for a

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new medical procedure generated by the desired capital investment, projected statistics for a lost medical procedure from implementing the desired capital investment, a projected mix of payor types for at least one medical procedure, the payor types comprising inpatients and outpatients at the medical facility, or a combination thereof.

For these reasons claims 1, 68, 84 and 90 are deemed to be allowable over the prior art of record, and claims 2-8, 11-13, 15-25, 69-72, 75-77, 79-83, 85-89, 91-98 and 100-114 are allowed by dependency.

Any comments considered necessary by Applicant must be submitted no later than the payment of the issue fee, and to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled Comments on Statement of Reasons for allowance.

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

(a) Johnson et al (US Pub. No. 2002/0049653 A1) (April 25, 2002) Methods and Systems for Quantifying Cash Flow Recovery and Risk

(b) Keyes (US Pub. No. 2002/0032585 A1) (March 14, 2002) Valuation Prediction Models in Situations with Missing Inputs

(c) Takasu, Tomonari (JP 11328252 A) (November 30, 1999) Investment Environment Analyzing Device

(d) Norichika et al (JP 08335235 A) (December 17, 1996) Method and System for Analyzing Income and Expenditure of Insurance Business

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5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dr. Narayanswamy Subramanian whose telephone number is (571) 272-6751. The examiner can normally be reached Monday-Thursday from 8:30 AM to 7:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin can be reached at (571) 272-6747. The fax number for Formal or Official faxes and Draft to the Patent Office is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PMR or Public PAIR. Status information for unpublished applications is available through Private PMR only. For more information about the PMR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Dr. N. Subramanian *N.S.*
April 30, 2006

VINCENT MILLIN
SUPERVISORY PATENT EXAMINER
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Vincent Millin